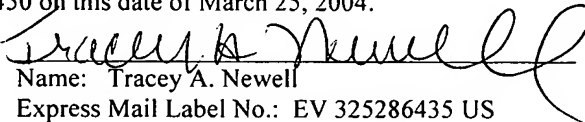


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|------------------------------------|---|---------------------------------|--|
| In re application of: | : | | |
| Fernando OLIVEIRA, et al. | : | | |
| | : | | |
| Appln. No.: To Be Assigned | : | Art Unit: To Be Assigned | |
| | : | | |
| Filed: March 25, 2004 | : | Examiner: To Be Assigned | |
| | : | | |
| For: CONTINUOUS DATA BACKUP | : | Docket No.: EMS-07401 | |

Certificate of Express Mailing

I hereby certify that the foregoing documents are being deposited with the United States Postal Service as Express mail, postage prepaid, in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date of March 25, 2004.


Name: Tracey A. Newell
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INFORMATION DISCLOSURE STATEMENT

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants and/or their attorney in compliance with the requirements of 37 C.F.R. 1.56. Copies of the documents are also being submitted.

Since the above-referenced application is being filed on even date herewith, no fee is due.

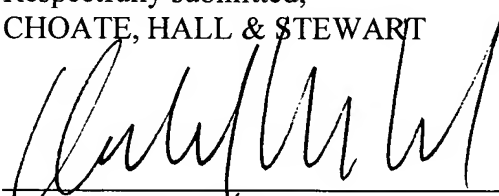
The Examiner is respectfully requested to initial the space adjacent to each document on the PTO-1449 form and return a copy of the PTO-1449 form to confirm that these documents have been considered by the Examiner and made of record in this application.

Although we believe that we have appropriately provided for any fees due in connection with this submission, the Commissioner is authorized to credit any overpayment or charge any

deficiencies to/from our **Deposit Account No. 031721**. Two originally-executed copies of this form are being submitted.

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at (617) 248-4038.

Respectfully submitted,
CHOATE, HALL & STEWART

A handwritten signature in black ink, appearing to read 'Donald W. Muirhead', written over a horizontal line.

Donald W. Muirhead
Registration No. 33,978

March 25, 2004

Date

Patent Group
Choate, Hall & Stewart
Exchange Place
53 State Street
Boston, Massachusetts 02109

Form PTO-1449

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| INFORMATION DISCLOSURE CITATION IN AN APPLICATION <i>(Use several sheets if necessary)</i> | Docket Number (Optional) EMS-07401 | Application No. To be assigned |
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| | Applicant Fernando OLIVEIRA, et al. | |
| | Filing Date March 25, 2004 | Group Art Unit To be assigned |

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|---------------------|-----------------|------------|--------------------------|-------|----------|-------------------------------|
| | AA 5,206,939 | 04/27/1993 | Moshe YANAI, et al. | | | |
| | AB 5,778,394 | 07/07/1998 | Sharon GALTZUR, et al. | | | |
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| | AD 5,857,208 | 01/05/1999 | Yuval OKEK | | | |
| | AE | | | | | |
| | AF | | | | | |
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FOREIGN PATENT DOCUMENTS

| | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | Translation | |
|--|-----------------|------|---------|-------|----------|-------------|----|
| | | | | | | YES | NO |
| | AL | | | | | | |
| | AM | | | | | | |
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| | AP | | | | | | |
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OTHER DOCUMENTS*(Including author, Title, Date, Pertinent Pages)*

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| AR | Authors: Silvano Gai and Claudio DeSanti; Title: Cisco/Andiamo Contribution to T11.5 FAIS; Preliminary Development Document for T11.5 FAIS Project; Date: June 23, 2003 (136 pages). |
| AS | Author: Edward McClanahan for Brocade Communication Systems, Inc.; Title: Brocade API for FAIS Consideration (284 pages). |
| AT | U.S. Patent Application No.: 09/608,521; Filed June 30, 2000; Inventors: Raju C. Bopardikar, et al. |
| AU | |
| AV | |
| AW | |
| AX | |
| AY | |
| AZ | |

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| EXAMINER | DATE CONSIDERED |
|----------|-----------------|

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE